Filed 05/02/2007 Page 1 of 1/AV . 2 2007 Case 4:07-cv-02066-SBA Document 5

2066		
IT OF SERVICE		
' SERN		

MICHAEL J. KEATING, being duly sworn, deposes and says that he is an employee of KEATING & WALKER ATTORNEY SERVICE, INC., is over the age of eighteen years and is not a party to the action.

That on the 19th day of April, 2007, at approximately 4:15 p.m., deponent served a true copy of the SUMMONS IN A CIVIL CASE; CIVIL CASE SHEET together with CLASS ACTION COMPLAINT; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER FOR ALL JUDGES OF THE NORTHERN DISTRICT OF CALIFORNIA; U.S. DISTRICT GUIDELINES; ECF REGISTRATION INFORMATION HANDOUT and NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION upon HITACHI AMERICA, LTD. at 50 Prospect Avenue, Tarrytown, New York by personally delivering and leaving the same with David Cunningham, Corporation Counsel, who is authorized by appointment to accept service.

David Cunningham is a white male, approximately 45 years of age, is approximately 6 feet and 1 inch tall, weighs approximately 210 pounds, with short black hair and dark eyes.

Sworn to before me this 26th day of April, 2007

OTARY PUBLIC, STATE OF NEW YORK

Reg. No. 01-WA-4851557
Qualified in Queens County
Certificate Filed in New York County
Commission expires February 17, 2010